



Alexandria, VA 22313-1450

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

)	
:	Examiner: F. Backer
)	
:	Group Art Unit: 3621
)	
:	
)	
:	
)	
:	
)	March 27, 2006
) :) :) :)

FIFTH REQUEST FOR ACKNOWLEDGMENT OF CLAIM TO PRIORITY UNDER § 119 AND ACKNOWLEDGMENT OF RECEIPT OF CERTIFIED COPY OF PRIORITY DOCUMENT

Sir:

Applicant makes yet another request that the Examiner provide an indication acknowledging Applicant's claim to priority under 35 U.S.C. § 119, and acknowledging that the Patent Office has received the certified copy of Applicant's Japanese priority document, which was filed in the Patent Office on December 12, 2001. This is a fifth request and none of Applicant's previous four requests have been addressed.

It is also noted that inasmuch as this Request is compelled by the Examiner's failure to address Applicant's previous four requests, Applicant's patent term adjustment should not be reduced due to the processing of this request.

Applicant's undersigned attorney may be reached in our Costa Mesa,

California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

Attorney for Applicant Edward A. Kmett

Registration No. 42,746

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza
New York, New York 10112-2200

Facsimile: (212) 218-2200

CA_MAIN 111427v1